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LIMITED OFFICIAL USE STATE 062776

E.O. 12356: N/A
TAGS: PREL, SHUM, EAID, HA
SUBJECT: CONGRESSIONAL AMENDMENT ON HAITI

1. ON MARCH 1, DURING A MARK-UP OF THE FY 85 FOREIGN ASSISTANCE LEGISLATION, THE WESTERN HEMISPHERE AFFAIRS SUBCOMMITTEE OF THE HOUSE COMMITTEE ON FOREIGN AFFAIRS ADOPTED AN AMENDMENT ON HAITI PROPOSED BY CONGRESSMAN ROBERT GARCIA (D-NY). THE AMENDMENT IS LIKELY TO BE ACCEPTED BY THE FULL COMMITTEE SOMETIME NEXT WEEK. ANOTHER AMENDMENT INTRODUCED BY CONGRESSMAN DOUGLAS BEREUTER (R-NEBRASKA), WHICH WOULD HAVE EXEMPTED DEVELOPMENT ASSISTANCE FROM THE DETERMINATION REQUIREMENT AND WHICH WOULD HAVE PROVIDED AN ADDITIONAL \$6 MILLION IN ASSISTANCE IF HAITI MET THE REQUIREMENTS IN THE GARCIA AMENDMENT, WAS DEFEATED 6-1. THE GARCIA AMENDMENT COULD YET BE MODIFIED OR DELETED AT SOME POINT IN THE LONG LEGISLATIVE PROCESS. IN THE EVENT NO FOREIGN ASSISTANCE LEGISLATION IS PASSED, THE AMENDMENT COULD BE ATTACHED TO A CONTINUING RESOLUTION. EMBASSY MAY WISH TO BRING AMENDMENT TO ATTENTION OF FOREIGN MINISTER ESTIME PRIOR TO HIS VISIT TO WASHINGTON.

2. BEGIN TEXT:

PROMOTING THE DEVELOPMENT OF THE HAITIAN PEOPLE AND PROVIDING FOR ORDERLY EMIGRATION FROM HAITI

SEC. 906. (A) TO THE MAXIMUM EXTENT PRACTICABLE, ASSISTANCE FOR HAITI UNDER CHAPTER 1 OF PART I AND UNDER CHAPTER 4 OF PART II OF THE FOREIGN ASSISTANCE ACT OF 1961 SHOULD BE PROVIDED THROUGH PRIVATE AND VOLUNTARY ORGANIZATIONS.

(B) FUNDS AVAILABLE FOR FISCAL YEAR 1985 TO CARRY OUT CHAPTER 1 OF PART I OR CHAPTER 4 OR 5 OF PART II OF THE FOREIGN ASSISTANCE ACT OF 1961 MAY BE OBLIGATED FOR HAITI ONLY IF THE PRESIDENT DETERMINES THAT THE GOVERNMENT OF HAITI --

(1) IS CONTINUING TO COOPERATE WITH THE UNITED STATES IN HALTING ILLEGAL EMIGRATION TO THE UNITED STATES FROM HAITI;

(2) IS COOPERATING FULLY IN IMPLEMENTING UNITED STATES

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DEVELOPMENT, FOOD, AND OTHER ECONOMIC ASSISTANCE PROGRAMS
IN HAITI (INCLUDING PROGRAMS FOR PRIOR FISCAL YEARS);

(3) IS CONTINUING TO COMPLY WITH THE FISCAL PERFORMANCE
TARGETS SET BY THE INTERNATIONAL MONETARY FUND; AND

(4) IS MAKING A CONCERTED AND SIGNIFICANT EFFORT TO
IMPROVE THE HUMAN RIGHTS SITUATION IN HAITI BY
IMPLEMENTING THE POLITICAL REFORMS WHICH ARE ESSENTIAL TO
THE DEVELOPMENT OF DEMOCRACY IN HAITI, INCLUDING THE
ESTABLISHMENT OF POLITICAL PARTIES, FREE ELECTIONS, AND
FREEDOM OF THE PRESS.

(C) SIX MONTHS AFTER THE DATE OF THE ENACTMENT OF THIS
ACT AND EACH SIX MONTHS THEREAFTER THROUGH THE END OF THE
FISCAL YEAR 1985, THE PRESIDENT SHALL REPORT TO THE
CONGRESS ON THE EXTENT TO WHICH THE ACTIONS OF THE
GOVERNMENT OF HAITI ARE CONSISTENT WITH EACH PARAGRAPH OF
SUBSECTION (B).

(D) NOTWITHSTANDING THE LIMITATIONS OF SECTION 660 OF
THE FOREIGN ASSISTANCE ACT OF 1961, FUNDS MADE AVAILABLE
UNDER SUCH ACT MAY BE USED FOR PROGRAMS WITH HAITI, WHICH
SHALL BE CONSISTENT WITH PREVAILING UNITED STATES REFUGEE
POLICIES, TO ASSIST IN HALTING SIGNIFICANT ILLEGAL
EMIGRATION FROM HAITI TO THE UNITED STATES.

(E) ASSISTANCE MAY NOT BE PROVIDED FOR HAITI FOR THE
FISCAL YEAR 1984 OR 1985 UNDER CHAPTER 2 OF PART II OF
THE FOREIGN ASSISTANCE ACT OF 1961 OR UNDER THE ARMS
EXPORT CONTROL ACT. SHULTZ
END OF MESSAGE

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